

STATE OF HAWAII
NOTICE OF AND REQUEST FOR EXEMPTION
FROM CHAPTER 103F, HRS

'13 NOV -5 18:15

To: Chief Procurement Officer

STATE PROCUREMENT OFFICE
STATE OF HAWAII

From: Department of Health/Family Health Services/Maternal and Child Health
Department/Division/Branch or Office


Pursuant to § 103F-101(a)(4), HRS, and Chapter 3-141, HAR, the Department requests a procurement exemption to purchase the following:

1. Title and description of health and human service(s): Home Visiting services to support families and promote positive parent-child relationships.	
2. Provider Name and Address:	Child and Family Service 91-1841 Fort Weaver Road Ewa Beach, HI 96706 YWCA of Hawaii Island 145 Ululani Street Hilo, Hawaii 96720-2947
3. Total Contract Funds:	\$1,625,000.00
Contract Funds per Year (if applicable):	\$870,000.00 (CFS) \$755,000.00 (YWCA)
4. Reference number of Previous Request for this Service (if applicable):	
5. Term of Contract:	Start: July 1, 2014 End: June 30, 2015
6. Describe how procurement by competitive means is either not practicable or not advantageous to the State: See attached.	

STATE OF HAWAII
NOTICE OF AND REQUEST FOR
EXEMPTION FROM CHAPTER 103F, HRS

7. Describe the reason for the selection of the provider including a description of how the procedure ensured the maximum fair and open competition practicable:
These providers were selected through a competitive procurement, RFP No. HTH-560-CT-001, issued on September 10, 2007. Contracts were executed in 2008 with options to extend. Of the six contracts awarded through this procurement, only CFS and YWCA were retained when the program experienced budget restrictions in 2009. The contracts with YWCA and CFS were subsequently extended to June 30, 2014.
8. Describe the state agency's internal controls and approval requirements for the exempted procurement:
MIECHV Authorization: Patient Protection and Affordable Care Act, P.L. 111-148, Social Security Act, Title V, Section 511 (b) (42. U.S.C. 701) as amended by the Patient Protection and Affordable Care Act of 2010.
9. List the state agency personnel, by position title, who will be involved in the approval process and administration of the contract:
Gordon Takaki, PHAO V
10. Direct questions to (name & position): Cindy Hirai, Program Head
Phone number: 808-733-9042
e-mail address: cindy.hirai@doh.hawaii.gov

I certify that the information provided above is to the best of my knowledge true and correct.


Department Head Signature

Loretta J. Fuddy, A.C.S.W., M.P.H.
Typed Name

11/4/13
Date

NOTICE

The chief procurement officer is considering this request for exemption and, if there is good cause, the state intends to exempt the purchase as described in the request. Any inquiries regarding the purchase shall be directed to the contact person noted in item 10 of the request. Any concerns regarding the exemption shall be in writing and received by the chief procurement officer within seven days of the date the notice was first posted. Concerns shall be mailed to: ~~Aaron Fujioka~~, Chief Procurement Officer, State Procurement Office, 1151 Punchbowl St., #230A, Honolulu, HI 96813.




STATE OF HAWAII
NOTICE OF AND REQUEST FOR
EXEMPTION FROM CHAPTER 103F, HRS

Chief Procurement Officer's Comments:

This approval is for the procurement process only. Service provider(s) are required to be compliant with applicable laws, and verified on the Hawaii Compliance Express, if applicable. This award is required to be posted on the Awards Reporting System. If there are any questions, please contact Corinne Higa at 587-4706, or corinne.y.higa@hawaii.gov.

☒ **APPROVED** ☐ **DISAPPROVED** ☐ **NO ACTION**



Chief Procurement Officer Signature

11/25/13

Date

Please ensure adherence to applicable administrative requirements.

Request for Exemption from Chapter 103F, HRS

6. Describe how procurement by competitive means is either not practicable or not advantageous to the State:

The Department of Health's (DOH) contractual relationship with these two providers for one more year is essential to the completion of the Maternal, Infant, and Early Childhood Home Visiting (MIECHV) grant.

On March 23, 2010, the President signed into law the Patient Protection and Affordable Care Act of 2010. It authorized the creation of the MIECHV program which facilitates collaboration and partnership at the federal, state, and community levels to improve health and development outcomes for at-risk children through evidence-based home visiting programs.

The DOH applied for both formula and competitive grant funding and was awarded both in 2010 and 2011 respectively. At the time of these awards and the commencement of this grant project, the YWCA of Hawaii Island (YWCA) and Child and Family Service (CFS) were the only two contracted providers of home visiting services through the DOH. The applications for MIECHV funding specifically noted that these contracted providers would be the basis and foundation for the grant project to proceed. The MIECHV grant requires that grantees demonstrate improvement in specific project outcomes (6 Benchmarks, 36 construct areas) over a period of 5 years. Grantees must demonstrate improvement in at least 4 of the 6 Benchmark areas. If these two providers cannot continue their contractual relationship with the DOH, the DOH will be unable to meet the MIECHV grant requirements. Baseline data has been submitted for this grant, and it is expected that ongoing data will continue to be submitted in order to demonstrate improvement over time.

This request for an exemption is to contract with YWCA and CFS through a new contract for one year in order to complete the data requirements of the grant. The DOH is requesting a new contract rather than extend the original contract because the DOH wishes to change the payment and compensation method. Currently, the payment and compensation method uses a combined unit cost and cost reimbursement system, as per the initial procurement, RFP No. HTH-560-CT-001 issued September 10, 2007. Since then the DOH issued a new request, RFP No. HTH 560-CT-004 in which the payment and compensation method is cost reimbursement only. Therefore, we would prefer to extend the same contract to YWCA and CFS as that being issued to the newer providers. It is preferable to use the same payment method for all home visiting providers. The scope of services and particularly the reporting requirement to DOH which CFS and YWCA are currently operating under are within the scope for both the old and new contracts. The contract with YWCA and CFS expires on June 30, 2014 with no options to extend. This request for new contracts with YWCA and CFS would set the contractual period for July 1, 2014 to June 30, 2015. Prior to 2015 the DOH will procure competitively for the service areas covered by CFS and YWCA to ensure that services can continue.

In summary, it is advantageous for the State to contract with CFS and YWCA for one more year in order to complete the MIECHV grant requirements. This will place the State in a favorable position to receive additional federal funding for home visiting, should the Patient Protection and Affordable Care Act be re-authorized. Procurement through competitive means can be anticipated once the MIECHV requirements are met.